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HOUSE BILL 311

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Earlene Roberts

FOR THE NEW MEXICO FINANCE AUTHORITY OVERSIGHT COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; ENACTING A SECTION OF THE MOTOR
TRANSPORTATION ACT TO PROVIDE FOR CROSS-BORDER PASSAGE OF
MEXICAN COMMERCIAL MOTOR VEHICLES; REQUIRING FINANCIAL
RESPONSIBILITY; PROVIDING AN EXEMPTION FROM REGISTRATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of Chapter 65, Article 5 NMSA
1978 is enacted to read:

" NEW MATERIAL MEXICAN COMMERCIAL MOTOR VEHICLES--
MOVEMENT THROUGH BORDER COMMERCIAL ZONE-- REGISTRATION
EXEMPTION-- FINANCIAL RESPONSIBILITY-- DOMESTIC TRANSPORTATION. --

A. A Mexican commercial motor vehicle is exempt
from requirements for motor vehicle registration in this state,
including temporary registration, if the motor vehicle is
engaged solely in movement across the international border

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1 between New Mexico and the United Mexican States into or from
2 an international border commercial zone, and the motor vehicle
3 is registered and licensed as required by the law of another
4 country. A Mexican commercial motor vehicle and its driver
5 operating pursuant to the exemption under this section may be
6 considered unregistered if the motor vehicle is operated in
7 this state outside the border commercial zone or in violation
8 of United States law.

9 B. The department shall adopt rules that conform
10 with federal law requiring motor carriers operating Mexican
11 commercial motor vehicles in this state to maintain financial
12 responsibility.

13 C. A Mexican commercial motor vehicle shall not
14 transport persons or cargo in intrastate commerce in this state
15 unless the motor vehicle is authorized to conduct operations in
16 interstate and foreign commerce domestically between points in
17 the United States under federal law or international agreement.

18 D. As used in this section:

19 (1) "border commercial zone" means a
20 commercial zone established pursuant to federal law or
21 regulations, any portion of which is contiguous to the border
22 between this state and the United Mexican States; and

23 (2) "Mexican commercial motor vehicle" means a
24 commercial motor carrier vehicle that is registered or titled
25 in the United Mexican States. "